

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

DEBORAH BARROW,)	
)	
Plaintiff,)	Case No.: 4:20-cv-00417
)	
v.)	Removed from the Circuit Court of
)	St. Louis County, Missouri
WAL-MART STORES EAST I, LP,)	
)	JURY TRIAL DEMANDED
Defendant.)	

NOTICE OF REMOVAL

COMES NOW Defendant, WAL-MART STORES EAST I, LP, by and through its attorneys, BETH C. BOGGS and BOGGS, AVELLINO, LACH & BOGGS, L.L.C., pursuant to 28 U.S.C. § 1441 and 28 U.S.C. § 1446, and for its Notice of Removal, states to the Court as follows:

1. This action entitled Deborah Barrow v. Wal-Mart Stores East I, LP, was commenced in the Circuit Court of St. Louis County, Missouri, on or about January 27, 2020.
2. The attached Petition was served upon Wal-Mart Stores East I, LP, on March 5, 2020.
3. Plaintiff is a citizen of the State of Missouri and a resident of the State of Missouri. See Plaintiff's Petition.
4. Defendant, Wal-Mart Stores East I, LP, is a Delaware limited partnership, having its principal place of business in the State of Arkansas. The members of the limited partnership are citizens of the State of Arkansas. Thus, for purposes of diversity jurisdiction, Defendant is a citizen of the States of Delaware and Arkansas.
5. Defendant asserts that complete diversity exists, as Defendant is a citizen and

resident of the State of Delaware and the State of Arkansas for purposes of federal jurisdiction. See 28 U.S.C. § 1332(c)(1).

6. This is an action over which this Court has original jurisdiction under the provisions of 28 U.S.C. § 1332, in that the matter in controversy, exclusive of interest and costs, exceeds the sum of \$75,000.00 and is between citizens of different states. The Plaintiff claims injuries from a slip and fall. Specifically, her Petition alleges that she has sustained a hip replacement surgery as a result of this incident. See Plaintiff's Petition, ¶ 11.

7. Copies of all processes, pleadings, orders, records, and proceedings in St. Louis County are attached to this Notice of Removal.

8. Defendant has filed this Notice of Removal within 30 days after the service of the Petition from which it was first ascertained that the case was removable.

WHEREFORE, Defendant, Wal-Mart Stores East I, LP, respectfully requests that this Court acknowledge jurisdiction over this action and allow removal thereto to this Court for determination of all issues involved herein.

DEFENDANT DEMANDS TRIAL BY JURY

Respectfully submitted,

WAL-MART STORES EAST I, LP

By: /s/ Beth C. Boggs
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing document was electronically filed with the Clerk of the United States District Court, Eastern District of Missouri, by using the Court's CM/ECF Electronic Filing System this 19th day of March, 2020, with an electronic copy to be served by operation of the Court's electronic filing system upon the following:

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